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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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WILLIAM A. MUNDELL
CHAIRMANJIM IRVIN
COMMISSIONERMARC SPITZER
COMMISSIONER

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AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
ARIZONA WATER COMPANY TO EXTEND ITS
CERTIFICATE OF CONVENIENCE AND
NECESSITY IN PINAL COUNTY, ARIZONA.

DOCKET NO. W-01445A-01-0688

PROCEDURAL ORDER**BY THE COMMISSION:**

On August 31, 2001, Arizona Water Company ("AWC" of "Company") filed an application for an extension of its Certificate of Convenience and Necessity ("Certificate") to provide water service in Pinal County, Arizona.

On November 21, 2001, the Arizona Corporation Commission ("Commission") Utilities Division Staff ("Staff") filed its Staff Report recommending that the matter be set for hearing. Accordingly, the matter should be set for hearing.

IT IS THEREFORE ORDERED that the hearing in the above-captioned matter shall be held on January 15, 2002, at 2:30 p.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before January 8, 2002.

IT IS FURTHER ORDERED that AWC shall serve public notice of the hearing in this matter, in the following form and style:

PUBLIC NOTICE OF HEARING ON APPLICATION BY
ARIZONA WATER COMPANY FOR
AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE
AND NECESSITY TO PROVIDE WATER SERVICE
IN PINAL COUNTY, ARIZONA

On August 31, 2001, Arizona Water Company ("AWC" or "Company") filed an application for an extension of its Certificate of Convenience and Necessity ("Certificate") to provide water service to property located in Pinal County, Arizona.

1 If the application is granted, Arizona Water Company would be the exclusive provider
2 of water service to the affected area.

3 The applications are available for inspection during regular business hours at
4 the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix,
5 Arizona and at the Company's offices, [insert applicants' addresses].

6 The Commission will hold a hearing on this matter on January 15, 2002, at
7 2:30 p.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West
8 Washington Street, Phoenix, Arizona. As a property owner or customer you may have
9 the right to intervene in the proceeding. If you do not want to intervene, you may
10 appear at the hearing and make a statement on your own behalf. Intervention shall be
11 permitted to any person entitled by law to intervene and having a direct and substantial
12 interest in the matter. Persons desiring to intervene must file a written notice to
13 intervene with the Commission, which motion should be sent to the Applicants or their
14 counsel and to all parties of record, and which, at the minimum, shall contain the
15 following:

- 16 1. The name, address, and telephone number of the proposed intervenor
17 and of any party upon whom service of documents is to be made if
18 different than the intervenor.
- 19 2. A short statement of the proposed intervenors interest in the proceeding
20 (e.g., a customer of the Applicants, a shareholder or member of the
21 Applicants, etc.)
- 22 3. A statement certifying that a copy of the motion to intervene has been
23 mailed to the Company or its counsel and to all parties of record in the
24 case.

25 The granting of motions to intervene shall be governed by A.A.C. R14-3-105,
26 except that all motions to intervene must be filed on or before January 8, 2002. The
27 granting of intervention, among other things, entitles a party to present sworn evidence
28 at hearing and to cross-examine other witnesses. However failure to intervene will not
preclude any customer from appearing at the hearing and making a statement on such
customer's own behalf. However, you will not receive any further notice of the
proceeding unless requested by you.

If you have any questions or concerns about this application or have any
objections to its approval, or wish to make a statement in support of it, you may write
the Consumer Services Section of the Commission at 1200 West Washington Street,
Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make
comment.

The Commission does not discriminate on the basis of disability in admission to
its public meetings. Persons with a disability may request a reasonable accommodation
such as a sign language interpreter, as well as request this document in an alternative
format, by contacting Shelly Hood, ADA Coordinator, voice phone number 602/542-
3931, E-mail shood@cc.state.az.us. Requests should be made as early as possible to
allow time to arrange the accommodation.

1 IT IS FURTHER ORDERED that AWC shall mail to all property owners in the affected
2 service area a copy of this notice by first-class U.S. Mail, to begin as soon as possible and to be
3 completed on or before December 17, 2001.

4 IT IS FURTHER ORDERED that AWC shall file certifications of mailing by January 8,
5 2002.

6 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing,
7 notwithstanding the failure of an individual property owner or customer to read or receive the notice.

8 IT IS FURTHER ORDERED that responses by AWC, if any, to Staff's Report shall be filed
9 no later than December 17, 2001.

10 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
11 Communications) applies to this proceeding as the matter is now set for public hearing.

12 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
13 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

14 DATED this 29th day of November, 2001.

15
16 
17 PHILIP J. DION III
18 ADMINISTRATIVE LAW JUDGE

19 Copies of the foregoing mailed
20 this 29th day of November, 2001 to:

21 Robert W. Geake
22 ARIZONA WATER COMPANY
23 P.O. Box 29006
24 Phoenix, Arizona 85038

25 Christopher Kempley, Chief Counsel
26 Legal Division
27 ARIZONA CORPORATION COMMISSION
28 1200 West Washington Street
Phoenix, Arizona 85007

Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

1 ARIZONA REPORTING SERVICE, INC.
2 2627 N. Third Street, Suite Three
3 Phoenix, Arizona 85004-1104

4 By:



Debbi Person

Secretary to Philip J. Dion III

7099 3400 0018 2494 3207

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

Postage \$
Certified Fee \$
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$

Arizona Reporting
Service, Inc.
2627 N. 3rd Street
Phoenix, AZ 85004-1104

Postmark Here

Recipient's Name (Please Print Clearly) (to be completed by mailer)
SUITE 3
Street, Apt. No., or PO Box No.
City, State, ZIP+4
PHX, AZ 85004-1104

PS Form 3800, February 2000 See Reverse for Instructions

7099 3400 0018 2493 9842

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

W01445A010688

Postage \$
Certified Fee \$
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total Postage & Fees \$

Robert W. Geake
PO Box 29006
Phoenix, AZ 85038

Postmark Here

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